

MESSAGE NO: 8106209 MESSAGE DATE: 04/15/2008

MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-201-222, C-419-222, C-475-222,  
C-508-222, C-580-851, C-588-222

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2005 TO 12/31/2005

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQ-DYNAMIC RANDOM ACCESS MEMORY SEMICONDUCTORS (DRAMS) KOREA, IRELAND, ISRAEL, ITALY, JAPAN, MEXICO, PROD'D &/ OR EXP'D BY HYNIX (C-580-851-001, C-419-222-001, MORE)

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CASES: C - 580 - 851

C - 419 - 222

C - 508 - 222

C - 475 - 222

C - 588 - 222

C - 201 - 222

PERIOD COVERED: 01 01 2005 TO 12 31 2005

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQ-DYNAMIC RANDOM ACCESS MEMORY SEMICONDUCTORS (DRAMS)  
KOREA, IRELAND, ISRAEL, ITALY, JAPAN, MEXICO, PROD'D &/  
OR EXP'D BY HYNIX (C-580-851-001, C-419-222-001, MORE)

1. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE OCCURRED WITH THE PUBLICATION OF THE FINAL RESULTS OF ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER (C-580-851) ON DRAMS FROM KOREA FOR THE PERIOD 01/01/2005 THROUGH 12/31/2005 (73 FR 14218, 03/17/2008).

2. IMPORTS COVERED BY THIS REVIEW ARE DRAMS FROM KOREA,

WHETHER ASSEMBLED OR UNASSEMBLED. ASSEMBLED DRAMS INCLUDE ALL PACKAGE TYPES. UNASSEMBLED DRAMS INCLUDE PROCESSED WAFERS, UNCUT DIE, AND CUT DIE. PROCESSED WAFERS FABRICATED IN KOREA, BUT ASSEMBLED INTO FINISHED SEMICONDUCTORS (DRAMS) OUTSIDE KOREA ARE COVERED BY THIS REVIEW. PROCESSED WAFERS FABRICATED OUTSIDE KOREA AND ASSEMBLED INTO FINISHED SEMICONDUCTORS IN KOREA ARE NOT COVERED BY THIS REVIEW.

IMPORTS COVERED BY THIS REVIEW ALSO INCLUDE MEMORY MODULES CONTAINING DRAMS FROM KOREA. A MEMORY MODULE IS A COLLECTION OF DRAMS, THE SOLE FUNCTION OF WHICH IS MEMORY. MEMORY MODULES INCLUDE SINGLE IN-LINE PROCESSING MODULES, SINGLE IN-LINE MEMORY MODULES, DUAL IN-LINE MEMORY MODULES, SMALL OUTLINE DUAL IN-LINE MEMORY MODULES, RAMBUS IN-LINE MEMORY MODULES, AND MEMORY CARDS OR OTHER COLLECTIONS OF DRAMS, WHETHER UNMOUNTED

OR MOUNTED ON A CIRCUIT BOARD. MODULES THAT CONTAIN OTHER PARTS THAT ARE NEEDED TO SUPPORT THE FUNCTION OF MEMORY ARE COVERED. ONLY THOSE MODULES THAT CONTAIN ADDITIONAL ITEMS WHICH ALTER THE FUNCTION OF THE MODULE TO SOMETHING OTHER THAN MEMORY, SUCH AS VIDEO GRAPHICS ADAPTER BOARDS AND CARDS, ARE NOT COVERED BY THIS REVIEW. THIS REVIEW ALSO COVERS FUTURE DRAMS MODULE TYPES.

IMPORTS COVERED BY THIS REVIEW INCLUDE, BUT ARE NOT LIMITED TO, VIDEO RANDOM ACCESS MEMORY, AND SYNCHRONOUS GRAPHICS RAM, AS WELL AS VARIOUS TYPES OF DRAMS, INCLUDING FAST PAGE-MODE, EXTENDED DATA-OUT, BURST EXTENDED DATA-OUT, SYNCHRONOUS DYNAMIC

RAM, RAMBUS DRAM, AND DOUBLE DATA RATE DRAM. IMPORTS COVERED BY THIS REVIEW INCLUDE ANY FUTURE DENSITY, PACKAGING, OR ASSEMBLING OF DRAMS. IMPORTS COVERED BY THIS REVIEW ALSO INCLUDE REMOVABLE MEMORY MODULES PLACED ON MOTHERBOARDS, WITH

OR WITHOUT A CENTRAL PROCESSING UNIT, UNLESS THE IMPORTER OF THE MOTHERBOARDS CERTIFIES WITH U.S. CUSTOMS AND BORDER PROTECTION (CBP) THAT NEITHER IT, NOR A PARTY RELATED TO IT OR

UNDER CONTRACT TO IT, WILL REMOVE THE MODULES FROM THE MOTHERBOARDS AFTER IMPORTATION, OR UNLESS THE IMPORTER OF THE MOTHERBOARDS CERTIFIES WITH CBP THAT THE MOTHERBOARDS ARE BEING IMPORTED FOR REPAIR OR REFURBISHMENT, AND THAT NEITHER IT, NOR A PARTY RELATED TO IT OR UNDER CONTRACT TO IT, WILL REMOVE THE MODULES FROM THE MOTHERBOARDS AFTER IMPORTATION, EXCEPT AS NECESSARY IN THE COURSE OF REPAIR OR REFURBISHMENT OF THE MOTHERBOARDS, IN WHICH CASE ANY SUBJECT MEMORY MODULES REMOVED FROM THE MOTHERBOARDS WILL BE DESTROYED. SEE SECTION 5, BELOW.

DRAMS OR MEMORY MODULES THAT ARE RE-IMPORTED FOR REPAIR OR REPLACEMENT ARE NOT COVERED BY THIS REVIEW, PROVIDED THAT THE IMPORTING COMPANY CAN DEMONSTRATE THAT THE DRAMS OR MEMORY MODULES ARE BEING RE-IMPORTED FOR REPAIR OR REPLACEMENT TO THE SATISFACTION OF CBP.

THE DRAMS SUBJECT TO THIS ORDER ARE CURRENTLY CLASSIFIABLE UNDER SUBHEADINGS 8542.21.8005, 8542.21.8020 THROUGH 8542.21.8030, AND 8542.32.0001 THROUGH 8542.32.0023 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS"). THE MEMORY MODULES CONTAINING DRAMS FROM KOREA, DESCRIBED ABOVE, ARE CURRENTLY CLASSIFIABLE UNDER SUBHEADINGS 8473.30.1040, 8473.30.1080, 8473.30.1140, AND 8473.30.1180 OF THE HTSUS.

REMOVABLE MEMORY MODULES PLACED ON MOTHERBOARDS ARE CLASSIFIABLE UNDER SUBHEADINGS 8443.99.2500, 8443.99.2550, 8471.50.0085, 8471.50.0150, 8517.30.5000, 8517.50.1000, 8517.50.5000, 8517.50.9000, 8517.61.0000, 8517.62.0010, 8517.62.0050, 8517.69.0000, 8517.70.0000, 8517.90.3400, 8517.90.3600, 8517.90.3800, 8517.90.4400, 8542.21.8005, 8542.21.8020, 8542.21.8021, 8542.21.8022, 8542.21.8023, 8542.21.8024, 8542.21.8025, 8542.21.8026, 8542.21.8027, 8542.21.8028, 8542.21.8029, 8542.21.8030, 8542.31.0000, 8542.33.0000, 8542.39.0000, 8543.89.9300, AND 8543.89.9600 OF THE HTSUS. HOWEVER, THE PRODUCT DESCRIPTION, AND NOT THE HTSUS CLASSIFICATION, IS DISPOSITIVE OF WHETHER MERCHANDISE

IMPORTED INTO THE UNITED STATES FALLS WITHIN THE SCOPE.

3. THE IMPORTS COVERED BY THIS REVIEW INCLUDE UNASSEMBLED KOREAN DRAMS THAT WERE PACKAGED AND/OR ASSEMBLED IN ALL COUNTRIES. THE IMPORTER OF ASSEMBLED DRAMS MAY CERTIFY WITH CBP THAT THE ASSEMBLED DRAMS DO NOT CONTAIN ANY UNASSEMBLED KOREAN DRAMS, IN WHICH CASE, NO CASH DEPOSIT IS REQUIRED. FOR NO CASH DEPOSIT TO BE REQUIRED, AN OFFICIAL OF THE COMPANY IMPORTING THE ASSEMBLED DRAMS MUST CERTIFY THE FOLLOWING:

I, HEREBY, CERTIFY THAT I AM AN OFFICIAL OF (COMPANY IMPORTING DRAMS), THAT I HAVE KNOWLEDGE OF THE FACTS REGARDING THE IMPORTATION OF THESE ASSEMBLED DRAMS, AND THAT THESE ASSEMBLED DRAMS DO NOT CONTAIN UNASSEMBLED KOREAN DRAMS. THE CERTIFYING OFFICIAL NEED NOT BE AN EXECUTIVE OF THE COMPANY. AGENTS OF THE IMPORTER, SUCH AS BROKERS, ARE NOT PERMITTED TO MAKE SUCH A CERTIFICATION.

FOR ALL ENTRIES OF ASSEMBLED DRAMS, IF THE COMPANY IMPORTING THE ASSEMBLED DRAMS CANNOT OR DOES NOT MAKE THE ABOVE CERTIFICATION, CBP SHALL REQUIRE AN OFFICIAL OF THE IMPORTING COMPANY TO SUBMIT TO CBP A LIST IDENTIFYING THE FOLLOWING INFORMATION ABOUT THE ENTIRE ENTRY:

A) THE AMOUNT OF KOREAN MEGABITS CONTAINED IN THE ASSEMBLED DRAMS;

B) THE NAMES OF EACH KOREAN DRAM MANUFACTURER THAT PRODUCED THE KOREAN MEGABITS CONTAINED IN THE ASSEMBLED DRAMS; AND

C) THE AMOUNT OF KOREAN MEGABITS PRODUCED BY EACH OF THESE KOREAN DRAM MANUFACTURERS.

IF THE UNASSEMBLED KOREAN DRAMS CONTAINED IN THE ASSEMBLED DRAMS WERE PRODUCED BY A SINGLE KOREAN MANUFACTURER, CBP SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE COMPANY-SPECIFIC AD VALOREM RATE IN EFFECT AT THE TIME OF ENTRY. CBP SHALL APPLY THE AD

VALOREM RATE TO THE TOTAL ENTERED VALUE OF THE ASSEMBLED DRAMS.

IF THE UNASSEMBLED KOREAN DRAMS CONTAINED IN THE ASSEMBLED DRAMS WERE PRODUCED BY MULTIPLE PRODUCERS, CBP SHALL REQUIRE A MANUFACTURER-SPECIFIC, PER-MEGABIT CASH DEPOSIT FOR THE AMOUNT OF KOREAN MEGABITS PRODUCED BY EACH KOREAN MANUFACTURER. THE MANUFACTURER-SPECIFIC, PER-MEGABIT DEPOSIT RATE IS LISTED IN SECTION 8, BELOW.

TO CALCULATE THE REQUIRED DEPOSIT FOR EACH MANUFACTURER USING A MANUFACTURER-SPECIFIC, PER-MEGABIT RATE, CBP SHALL MULTIPLY THE APPLICABLE MANUFACTURER-SPECIFIC, PER-MEGABIT RATE BY THE TOTAL AMOUNT OF KOREAN MEGABITS CONTAINED IN THE DRAMS PRODUCED BY THAT MANUFACTURER.

IF THE IMPORTER IS UNABLE OR UNWILLING TO IDENTIFY THE AMOUNT OF MEGABITS CONTAINED IN THE ASSEMBLED DRAMS THAT ARE PRODUCED BY EACH OF THE VARIOUS KOREAN DRAM MANUFACTURERS, BUT CAN IDENTIFY THE TOTAL AMOUNT OF KOREAN MEGABITS CONTAINED IN THE ASSEMBLED DRAMS, CBP SHALL APPLY THE HIGHEST PER MEGABIT RATE FOR ANY COMPANY IN EFFECT AT THE TIME OF ENTRY TO ALL OF THE KOREAN MEGABITS CONTAINED IN THE ASSEMBLED DRAMS.

IF THE IMPORTER IS UNABLE OR UNWILLING TO IDENTIFY THE TOTAL AMOUNT OF KOREAN MEGABITS CONTAINED IN THE ASSEMBLED DRAMS, INCLUDING DRAMS CONTAINING MEGABITS WITH MIXED COUNTRIES OF ORIGIN, CBP SHALL APPLY THE HIGHEST AD VALOREM RATE CALCULATED FOR ANY COMPANY IN EFFECT AT THE TIME OF ENTRY TO THE TOTAL ENTERED VALUE OF THE DRAMS.

IF THE IMPORTER CAN IDENTIFY THE NAMES OF THE VARIOUS KOREAN DRAM MANUFACTURERS THAT PRODUCED THE MEGABITS CONTAINED IN THE ASSEMBLED DRAMS, BUT IS UNABLE OR UNWILLING TO IDENTIFY THE AMOUNT OF MEGABITS PRODUCED BY EACH OF THE VARIOUS KOREAN DRAM MANUFACTURERS, CBP SHALL APPLY THE HIGHEST MANUFACTURER-SPECIFIC, PER MEGABIT RATE IN EFFECT AT THE TIME OF ENTRY FOR ANY OF THE KOREAN DRAM MANUFACTURERS WHOSE

UNASSEMBLED DRAMS ARE INCLUDED IN THE ASSEMBLED DRAMS. CBP SHALL APPLY THIS RATE TO THE TOTAL AMOUNT OF MEGABITS CONTAINED IN THE ASSEMBLED DRAMS.

CBP SHALL DETERMINE THE APPLICABLE AD VALOREM SUBSIDY RATE OR MANUFACTURER-SPECIFIC, PER MEGABIT RATE BASED ON THE MANUFACTURER OR MANUFACTURERS OF THE UNASSEMBLED DRAMS CONTAINED IN THE ASSEMBLED DRAMS.

4. THE IMPORTS COVERED BY THIS REVIEW INCLUDE MEMORY MODULES FROM ALL THIRD COUNTRIES THAT CONTAIN KOREAN DRAMS (ASSEMBLED OR UNASSEMBLED). THE IMPORTER OF MEMORY MODULES MAY CERTIFY WITH CBP THAT THE MEMORY MODULES DO NOT CONTAIN ANY KOREAN DRAMS, IN WHICH CASE, NO CASH DEPOSIT IS REQUIRED. FOR NO CASH DEPOSIT TO BE REQUIRED, AN OFFICIAL OF THE COMPANY IMPORTING THE MEMORY MODULES MUST CERTIFY THE FOLLOWING:

I, HEREBY, CERTIFY THAT I AM AN OFFICIAL OF (COMPANY IMPORTING MEMORY MODULES), THAT I HAVE KNOWLEDGE OF THE FACTS REGARDING THE IMPORTATION OF THESE MEMORY MODULES, AND THAT THESE MEMORY MODULES DO NOT CONTAIN KOREAN DRAMS. THE CERTIFYING OFFICIAL NEED NOT BE AN EXECUTIVE OF THE COMPANY. AGENTS OF THE IMPORTER, SUCH AS BROKERS, ARE NOT PERMITTED TO MAKE SUCH A CERTIFICATION.

FOR ALL ENTRIES OF MEMORY MODULES, IF THE COMPANY IMPORTING THE MEMORY MODULES CANNOT OR DOES NOT MAKE THE ABOVE CERTIFICATION, CBP SHALL REQUIRE AN OFFICIAL OF THE IMPORTING COMPANY TO SUBMIT TO CBP A LIST IDENTIFYING THE FOLLOWING INFORMATION:

A) THE AMOUNT OF KOREAN MEGABITS CONTAINED IN THE MEMORY MODULES;

B) THE NAMES OF EACH KOREAN DRAM MANUFACTURER THAT PRODUCED THE KOREAN MEGABITS CONTAINED IN THE MEMORY MODULES; AND

C) THE AMOUNT OF KOREAN MEGABITS PRODUCED BY EACH OF THESE

## KOREAN DRAM MANUFACTURERS.

IF THE KOREAN DRAMS CONTAINED IN THE MEMORY MODULES WERE PRODUCED BY A SINGLE KOREAN MANUFACTURER, CBP SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE COMPANY-SPECIFIC AD VALOREM RATE IN EFFECT AT THE TIME OF ENTRY. CBP SHALL APPLY THE AD VALOREM RATE TO THE TOTAL ENTERED VALUE OF THE MEMORY MODULES.

IF THE KOREAN DRAMS CONTAINED IN THE MEMORY MODULES WERE PRODUCED BY MULTIPLE PRODUCERS, CBP SHALL REQUIRE A MANUFACTURER-SPECIFIC, PER-MEGABIT CASH DEPOSIT FOR THE AMOUNT OF KOREAN MEGABITS PRODUCED BY EACH KOREAN MANUFACTURER. THE MANUFACTURER-SPECIFIC, PER-MEGABIT DEPOSIT RATES ARE LISTED IN SECTION 8, BELOW.

TO CALCULATE THE REQUIRED DEPOSIT FOR EACH MANUFACTURER USING A PER-MEGABIT RATE, CBP SHALL MULTIPLY THE APPLICABLE MANUFACTURER-SPECIFIC, PER-MEGABIT RATE BY THE TOTAL AMOUNT OF KOREAN MEGABITS CONTAINED IN THE DRAMS PRODUCED BY THAT MANUFACTURER.

IF THE IMPORTER IS UNABLE OR UNWILLING TO IDENTIFY THE AMOUNT OF MEGABITS CONTAINED IN THE MEMORY MODULES THAT ARE PRODUCED BY EACH OF THE VARIOUS KOREAN DRAM MANUFACTURERS, BUT CAN IDENTIFY THE TOTAL AMOUNT OF KOREAN MEGABITS CONTAINED IN THE MEMORY MODULES, CBP SHALL APPLY THE HIGHEST PER MEGABIT RATE FOR ANY COMPANY IN EFFECT AT THE TIME OF ENTRY TO ALL KOREAN MEGABITS CONTAINED IN THE MEMORY MODULES.

IF THE IMPORTER IS UNABLE OR UNWILLING TO IDENTIFY THE TOTAL AMOUNT OF KOREAN MEGABITS CONTAINED IN THE MEMORY MODULES, INCLUDING DRAMS CONTAINING MEGABITS WITH MIXED COUNTRIES OF ORIGIN, CBP SHALL APPLY THE HIGHEST AD VALOREM RATE CALCULATED FOR ANY COMPANY IN EFFECT AT THE TIME OF ENTRY TO THE TOTAL ENTERED VALUE OF THE MEMORY MODULES.

IF THE IMPORTER CAN IDENTIFY THE NAMES OF THE VARIOUS KOREAN



DRAM MANUFACTURERS THAT PRODUCED THE MEGABITS CONTAINED IN THE MEMORY MODULES, BUT IS UNABLE OR UNWILLING TO IDENTIFY THE AMOUNT OF MEGABITS PRODUCED BY EACH OF THE VARIOUS KOREAN DRAM MANUFACTURERS, CBP SHALL APPLY THE HIGHEST MANUFACTURER-SPECIFIC, PER MEGABIT RATE IN EFFECT AT THE TIME OF ENTRY FOR ANY OF THE KOREA DRAM MANUFACTURERS WHOSE DRAMS ARE CONTAINED IN THE MEMORY MODULES. CBP SHALL APPLY THIS RATE TO THE TOTAL AMOUNT OF MEGABITS CONTAINED IN THE MEMORY MODULES.

CBP SHALL DETERMINE THE APPLICABLE AD VALOREM SUBSIDY RATE OR MANUFACTURER-SPECIFIC, PER MEGABIT RATE BASED ON THE MANUFACTURER OR MANUFACTURERS OF THE DRAMS CONTAINED IN THE MEMORY MODULES.

5. AS DESCRIBED IN SECTION 2, ABOVE, THE IMPORTS COVERED BY THIS REVIEW INCLUDE REMOVABLE MEMORY MODULES PLACED ON MOTHERBOARDS, WITH OR WITHOUT A CENTRAL PROCESSING UNIT, UNLESS THE IMPORTER OF THE MOTHERBOARDS CERTIFIES WITH CBP THAT THE MOTHERBOARDS ARE BEING IMPORTED FOR REPAIR OR REFURBISHMENT, AND THAT NEITHER IT, NOR A PARTY RELATED TO IT OR UNDER CONTRACT TO IT, WILL REMOVE THE MODULES FROM THE MOTHERBOARDS AFTER IMPORTATION, EXCEPT AS NECESSARY IN THE COURSE OF REPAIR OR REFURBISHMENT OF THE MOTHERBOARDS, IN WHICH CASE ANY SUCH SUBJECT MEMORY MODULES REMOVED FROM THE MOTHERBOARDS WILL BE

DESTROYED.

FOR NO CASH DEPOSIT TO BE REQUIRED, AN OFFICIAL OF THE COMPANY IMPORTING THE MOTHERBOARDS MUST CERTIFY THE FOLLOWING:

I, (NAME OF COMPANY OFFICIAL), HEREBY CERTIFY THAT I AM AN OFFICIAL OF (COMPANY IMPORTING MOTHERBOARDS), THAT I HAVE KNOWLEDGE OF THE FACTS REGARDING THE IMPORTATION OF THESE MOTHERBOARDS, AND THAT THESE MOTHERBOARDS ARE BEING IMPORTED INTO THE UNITED STATES FOR PURPOSES OF REPAIR OR REFURBISHMENT. I FURTHER CERTIFY THAT NEITHER (COMPANY IMPORTING THE MOTHERBOARDS) NOR A PARTY TO, OR UNDER CONTRACT TO (COMPANY IMPORTING THE MOTHERBOARDS) WILL REMOVE THE MEMORY MODULES FROM

THE MOTHERBOARDS AFTER IMPORTATION UNLESS IT IS NECESSARY TO DO SO IN THE COURSE OF REPAIRING OR REFURBISHING THE MOTHERBOARDS, IN WHICH CASE ANY SUCH SUBJECT MEMORY MODULES REMOVED FROM THE MOTHERBOARDS WILL BE DESTROYED. I CERTIFY THAT I WILL RETAIN RECORDS PERTAINING TO THE DESTRUCTION OF SUBJECT MEMORY MODULES

REMOVED FROM THE MOTHERBOARDS FOR FIVE YEARS FROM THE DATE OF ENTRY, CONSISTENT WITH 19 U.S.C. 1508 AND 1509. I AM AWARE THAT RECORDS PERTAINING TO THE DESTRUCTION OF SUBJECT MEMORY MODULES

REMOVED FROM THE MOTHERBOARDS MAY BE SUBJECT TO AUDIT, AND I WILL CONSENT TO VERIFICATION WITH RESPECT TO THIS CERTIFICATION AND THESE RECORDS.

6. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED THE FOLLOWING INVESTIGATION NUMBER: C580851. FOR CBP PURPOSES, FOR ALL ASSEMBLED DRAMS FROM THIRD COUNTRIES THAT CONTAIN KOREAN DRAMS (UNASSEMBLED OR ASSEMBLED) AND FOR ALL MEMORY MODULES FROM THIRD COUNTRIES THAT CONTAIN KOREAN DRAMS (UNASSEMBLED OR ASSEMBLED), THE FOLLOWING COUNTRIES HAVE BEEN ASSIGNED THEIR OWN CASE NUMBER. THE FIRST THREE DIGITS REPRESENT THE COUNTRY IN QUESTION, THE NEXT THREE DIGITS WILL BE 222, AND THE LAST THREE DIGITS WILL BE THE SAME AS IN THE COMMERCE CASE FOR EACH RESPECTIVE MANUFACTURER. THE FIRST SIX DIGITS ARE GIVEN BELOW:

IRELAND C-419-222

ISRAEL C-508-222

ITALY C-475-222

JAPAN C-588-222

MEXICO C-201-222

THIS LIST IS FOR CONVENIENCE AND CBP PURPOSES AND MAY BE AMENDED, DEPENDING ON CHANGES IN PATTERNS OF TRADE. IF AN IMPORT SPECIALIST SHOULD BECOME AWARE OF SHIPMENTS WITHIN THE SCOPE OF THIS COUNTERVAILING DUTY ORDER FROM THIRD COUNTRIES

NOT IN THE AD/CVD MODULE, THE SPECIALIST SHOULD NOTIFY THE DEPARTMENT OF COMMERCE ABOUT SUCH SHIPMENTS IN ACCORDANCE WITH SECTION 11.

7. THE NET SUBSIDY WAS FOUND TO BE 23.78 PERCENT AD VALOREM FOR THE PERIOD 01/01/2005 THROUGH 12/31/2005.

8. ACCORDINGLY, YOU ARE TO LIQUIDATE AT 23.78 PERCENT OF THE ENTERED VALUE (OR 0.005 DOLLARS PER MEGABIT, AS APPROPRIATE) ALL SHIPMENTS OF DRAMS FROM KOREA PRODUCED AND/OR EXPORTED BY HYNIX SEMICONDUCTOR INC. (C-580-851-001) ENTERED ON OR AFTER 01/01/2005 AND ON OR BEFORE 12/31/2005, INCLUDING UNASSEMBLED KOREAN DRAMS PRODUCED BY HYNIX SEMICONDUCTOR INC. THAT WERE PACKAGED AND/OR ASSEMBLED IN THIRD COUNTRIES AND MEMORY MODULES FROM ALL THIRD COUNTRIES THAT CONTAIN KOREAN DRAMS PRODUCED BY HYNIX SEMICONDUCTOR INC. (ASSEMBLED OR UNASSEMBLED).

9. THE ASSESSMENT OF COUNTERVAILING DUTIES BY U.S. CUSTOMS AND BORDER PROTECTION (CBP) ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF

PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

10. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE ENTERED ON OR AFTER 01/01/2005 AND ON OR BEFORE 12/31/2005 IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE ENTERED AFTER 12/31/2005 WILL CONTINUE.

11. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O1: SS).

12. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

DAVID M. GENOVESE

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party